

In the High Court of Uttarakhand at Nainital.

Criminal Revision No. 428/2001
(Old No. 1799/1990)

Baldev Singh Revisionist.

Vs

Subhash Chandra and two others.....Respondents.

Hon'ble Irshad Hussain, J.

Heard Sri N.S.Negi learned counsel for the revisionist Sri Nandan Arya learned A.G.A. and perused the record.

Perusal of the judgment of the learned Sessions Judge, Uttarkashi reveal that on the re-appreciation of the evidence the same was not found reliable and the respondent nos. 1 and 2 were acquitted of the charge under section 325 read with section 34 I.P.C. The learned counsel for the revisionist also conceded to the fact that the appreciation of the evidence was not properly made by the learned Magistrate.

In view thereof the revision has no force and is liable to be dismissed. The revision is dismissed. Consign.

Dated: 05-06-2004

(Irshad Hussain, J.)

ISB